PTO/SB/05 (05-03)

Approved for use through 04/30/2003. OMB 0651-0032

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First Inventor

Attorney Docket No. WSV-2597 Phillip R. Cunningham METHODS AND COMPOSITIONS FOR THE

UTILITY PATENT APPLICATION

TRANSMITTAL	Title	IDENTIFICATION OF ANTIBIOTICS THAT ARE NOT SUSCEPTIBLE TO ANTIBIOTIC, etc.				
(Only for new nonprovisional applications under 37 CFR 1.53(b))	Expres	ass Mail Label No. EV 355383890 US				
APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents.		ADDRESS TO: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450				
5. Oath or Declaration [Total Sheets] a. Newly executed (original or copy) b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed) i. DELETION OF INVENTOR(S)	1] 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. Computer Readable Form (CRF) b. Specification Sequence Listing on: i. CD-ROM or CD-R (2 copies); or ii. Paper c. Statements verifying identity of above copies ACCOMPANYING APPLICATIONS PARTS 9. Assignment Papers (cover sheet & document(s)) 10. 37 CFR 3.73(b) Statement Power of (when there is an assignee) Attorney 11. English Translation Document (if applicable) 12. Information Disclosure Statement (IDS)/PTO-1449 Citations 13. Preliminary Amendment 14. X Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 15. Certified Copy of Priority Document(s)				
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). 6. X Application Data Sheet. See 37 CFR 1.76		16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 17. Other:				
18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76: Continuation Divisional Continuation-in-part (CIP) of prior application No.: Prior application information: Examiner Art Unit: For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.						
19. COI	RRESPO	NDENCE ADDRESS				
X Customer Number or Bar Code Label		or X Correspondence address below				
Name LAHIVE & COCKFIELD, LLP DeAnn F. Smith						
Address 28 State Street	,					
City Boston State		MA Zip Code 02109				
Country US Te	lephone	(617) 227-7400 Fax (617) 742-4214				
Name (Print/Type) DeAnn F. Smith		Registration No. (Attorney/Agent) 36,683				
Signature U. Q. J. G	me	Date July 1, 2003				

I hereby certify that this corre in an envelope addressed to:	spondence is be MS Patent App	eing deposited with	n the U.S. Postal Sen	vice as Express Mail, A D. Box 1450, Alexandria	irbill No. EV 355383890 US a, VA 22313-1450, on the
date shown below.		1 \ .			
Dated: July 1, 2003	Signature: _	Mul	J. L.	(DeAnn F. Smith)	

PTO/SB/17 (05-03)

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FEE TRANSMITTAL	Application Number			Numbe			
	Filing Date			Mullibe		Concurrently Herewith	
for FY 2003				Inven			
Effective 01/01/2003, Patent fees are subject to annual revision.					Not Yet Assigned		
X Applicant claims small entity status. See 37 CFR 1.27		Examiner Name			N/A		
	Art Unit			14 1.			
TOTAL AMOUNT OF PAYMENT (\$), 573.00		Attorn	ey Doc	ket No			
METHOD OF PAYMENT (check all that apply)				FEE	CALCULATION (continued)	7	
Check Credit Money Other None	None 3. ADDITIONAL FEES						
χ Deposit Account							
Deposit 12 0080	Large Fee	Entity	Small Fee	Entity Fee	-		
Account Number 12-0080	Code	(\$)	Code	(\$)	Fee Description	Fee Paid	
Deposit Account Lahive & Cockfield, LLP	1051	130	2051	65	Surcharge - late filing fee or oath		
Name	1052	50	2052	25	Surcharge - late provisional filing fee or cover		
The Director is hereby authorized to: (check all that apply)	1052	120	1052	120	sheet.		
X Charge fee(s) indicated below X Credit any overpayments Charge any additional fee(s) during the pendency of this	1053	130	1053		Non-English specification		
application	1812	2,520	1812		For filing a request for ex parte reexamination	<u> </u>	
Charge fee(s) indicated below, except for the filing fee	1804	920*	1804	920	Requesting publication of SIR prior to Examiner action		
to the above-identified deposit account.	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		
FEE CALCULATION	1251	110	2251	55	Extension for reply within first month		
1. BASIC FILING FEE	1252	410	2252		Extension for reply within second month		
Large Entity Small Entity Fee Fee Fee Fee Fee Description Fee Paid	1253	930	2253		Extension for reply within third month	ļ	
Code (\$) Code (\$)	1254	1,450	2254		Extension for reply within fourth month		
1001 750 2001 375 Utility filing fee 375.00	1255	1,970	2255		Extension for reply within fifth month		
1002 330 2002 165 Design filing fee 1003 520 2003 260 Plant filing fee	1401	320 320	2401 2402		Notice of Appeal		
1003 520 2003 260 Plant filing fee 1004 750 2004 375 Reissue filing fee	1402	280	2402		Filing a brief in support of an appeal Request for oral hearing		
1005 160 2005 80 Provisional filing fee	1451	1,510	1451		Petition to institute a public use proceeding		
		110	2452	55	Petition to revive – unavoidable		
SUBTOTAL (1) (\$) 375.00	1453	1453 1,300 2453 650 Petition to revive - unintentional					
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501	1,300	2501	650	Utility issue fee (or reissue)		
Extra Fee from Claims below Fee Paid	1502	470	2502	235	Design issue fee	<u> </u>	
Total Claims 28 -20** = 8 x 9.00 = 72.00	1503	630	2503		Plant issue fee	<u> </u>	
Independent 6 -3** = 3 x 42.00 = 126.00	1460	130	1460	130	Petitions to the Commissioner		
Multiple Dependent	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)		
Large Entity Small Entity Fee	1806	180	1806		Submission of Information Disclosure Stmt Recording each patent assignment per		
Code (\$) Code (\$)	8021	40	8021	40	property (times number of properties)		
1202 18 2202 9 Claims in excess of 20	1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))		
1201 84 2201 42 Independent claims in excess of 3 1203 280 2203 140 Multiple dependent claim, if not paid	1810	750	2810	375	For each additional invention to be		
1204 84 2204 42 ** Reissue independent claims	1801	750	2801	375	examined (37CFR 1.129(b)) Request for Continued Examination (RCE)		
over original patent	1802	900	1802	900	Request for expedited examination		
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	Other	fee (spe	cify)		of a design application		
SUBTOTAL (2) (\$) 198.00		iced by I	-	ling Fee	Paid SUBTOTAL (3) (\$)	0.00	
**or number previously paid, if greater, For Reissues, see above							
SUBMITTED BY					Complete (if applicable)		
Name (Print/Type) DeAnn F. Smith		ration No ey/Agent)		,683	Telephone (617) 227-7400		
Signature 11, A 5.		,			Date July 1, 2003		
Man : pm	<u>~</u>				July 1, 2000		

I hereby certify that this corres	pondence is being der	posited with the U.	S. Postal Service	as Express Mail, Airbill I	No. EV 355383890 US,
in an envelope addressed to:	MS Patent Application	, Commissioner fo	or Patents, P.O. Be	ox 1450, Alexandria, VA	22313-1450, on the
date shown below.					
	Signatura (1)	Λ	\triangle		
Detect Int. 4 2002	Cimpotum Y /d	U met.		(Da Ann E Cmith)	